

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK

WENDY DINEEN

Plaintiff

-against-

ROBWAT MANAGEMENT, INC. d/b/a or a/k/a
KFC-ONEONTA and ROBWAT MANAGEMENT, INC.,
EMPLOYEE WELFARE BENEFIT PLAN,

Defendants

ORDER ON STIPULATION

CASE NO. 3:08-CV-0693
TJM/DEP

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for all the parties to the above entitled action, that whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, the above entitled action be, and the same hereby is discontinued with prejudice, without costs to either party as against the other. Additionally, defendant waives any rights to make application for or seek court costs, counsel fees, sanctions or any monetary relief in this action.

Dated: 12/8/09

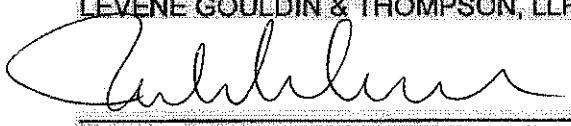
HIGGINS, ROBERTS, BEYERL & COAN, P.C.


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(518) 374-3399


Wendy Dineen

Dated: 12/7/09

LEVENE GOULDIN & THOMPSON, LLP


Patricia M. Curtin
Attorney(s) for Defendant
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(607) 763-9200

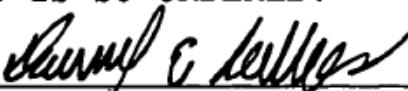
Dated: 12/9/09


Robwat Management, Inc.
By _____

Dated: 12/9/09

Dated:

IT IS SO ORDERED:



Judge

David E. Peebles
U.S. Magistrate Judge
Dated: December 9, 2009
Syracuse, NY